IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITON NO.2367 OF 2006

Shri Brahmadeo Shriranguni Pandit ..Petitioner.

V/s.

Shri Mahavir Dyeing &
Printing Mills Ltd. ..Respondent.

Mr.N.G.Helekar for petitioner.

CORAM : V.C.DAGA, J.

DATED : 10TH APRIL, 2006.

P.C. :-

Heard the learned counsel for the petitioner. No case is made out to interfere with the impugned order. The Court below was perfectly justified in holding that service of notice U/s.78 of the B.I.R. Act was not proved.

The view taken by the Court below is a reasonable and possible view in the facts and circumstances of the case. The view cannot be said to be perverse.

Petition is thus dismissed in limine with no order as to costs.

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